

E-Filed on 9/24/07

Kelly J. Brinkman, Esq.  
Nevada Bar No. 6238  
Barney C. Ales, Esq.  
Nevada Bar No. 0127  
GOOLD PATTERSON ALES & DAY  
4496 South Pecos Road  
Las Vegas, Nevada 89121  
(702) 436-2600(Telephone)  
(702) 436-2650 (Fax)

Attorneys for Creditors

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

Case No. BK-S-06-10725 LBR  
Case No. BK-S-06-10726 LBR  
Case No. BK-S-06-10727 LBR  
Case No. BK-S-06-10728 LBR  
Case No. BK-S-06-10729 LBR

In re:

USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

In re:

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,  
Debtor.

Chapter 11

Jointly Administered Under Case No.  
BK-S-06-10725 LBR

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

**CERTIFICATE OF SERVICE OF  
OPPOSITION TO LIQUIDATING  
TRUST'S APPLICATION FOR  
ORDER TO SHOW CAUSE WHY  
DR. LUCIUS BLANCHARD  
SHOULD NOT BE HELD IN  
CONTEMPT OF COURT AND  
COUNTERMOTION FOR A  
PROTECTIVE ORDER**

In re:

USA SECURITIES, LLC,  
Debtor.

Affects:

- ☒ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Securities, LLC  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA First Trust Deed Fund, LLC

1. On September 21, 2007, I served the following document **OPPOSITION TO LIQUIDATING TRUST'S APPLICATION FOR ORDER TO SHOW CAUSE WHY DR. LUCIUS BLANCHARD SHOULD NOT BE HELD IN CONTEMPT OF COURT AND COUNTERMOTION FOR A PROTECTIVE ORDER;**

2. I served the above-named document(s) by the following means to the persons as listed below:

*(Check all that apply)*

☒ **a. ECF System**

Pursuant to Administrative Order 02-1 (Rev. 8-31-04) of the United States Bankruptcy Court for the District of Nevada, the above-referenced document was electronically filed on the date hereof and served through the Notice of Electronic Filing automatically generated by the Court.

rcharles@lrlaw.com  
sfreeman@lrlaw.com

☐ **b. United States mail, postage fully prepaid**

☐ **c. Personal Service** *(List persons and addresses. Attach additional paper if necessary)*

I personally delivered the document(s) to the persons at these addresses:

☐ For a party represented by an attorney, delivery was made by handing the document(s) to the attorney or by leaving the documents(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the documents(s) in a conspicuous place in the office.

☐ For a party, delivery was made by handing the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

☐ **d. By direct email (as opposed to through the ECF System)**  
*(List persons and email addresses. Attach additional paper if necessary)*

Based upon the written agreement of the parties to accept service by email or a court order, I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☒ **e. By fax transmission** *(List persons and fax numbers. Attach additional paper if necessary)*

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

*Lewis and Roca, LLP  
3993 Howard Hughes Parkway  
Las Vegas, Nevada 89109  
Attention: Rob Charles  
(702)949-8321*

*Diamond McCarthy LLP  
909 Fanin, Suite 1500y  
Houston, Texas 77010  
Attention: Eric Madden  
(713) 333-5199*

☐ **f. By messenger** (*List persons and addresses. Attach additional paper if necessary*)

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service.

*(A declaration by the messenger must be attached to this Certificate of Service).*

**I declare under penalty of perjury that the foregoing is true and correct.**

**Signed on: September 24, 2007.**

/s/ Rody H. Scott  
Rody H. Scott

\*\*\*\*\*  
\*\*\* MULTI TX/RX REPORT \*\*\*  
\*\*\*\*\*

TX/RX NO 3498  
PGS. 38  
TX/RX INCOMPLETE  
-----  
TRANSACTION OK  
(1) 9498321  
(2) 17133335199  
ERROR INFORMATION  
-----

## Goold Patterson Ales & Day

ATTORNEYS AT LAW

BARRY S. GOOLD  
JEFFREY D. PATTERSON  
BARNEY C. ALES  
BRYAN K. DAY  
KELLY J. BRINKMAN

MICHELLE D. BRIGGS  
KARISSA D. VERO

OF COUNSEL  
THOMAS RONDEAU

4496 SOUTH PECOS ROAD  
LAS VEGAS, NEVADA 89121

TELEPHONE: (702) 436-2600  
TELECOPIER: (702) 436-2650  
TOLL-FREE: (866) 642-2600

WEBSITE: [www.gooldpatterson.com](http://www.gooldpatterson.com)

### TELECOPY TRANSMITTAL SHEET

DATE: September 21, 2007

TO: Eric D. Madden  
Diamond McCarthy LLP

FAX NO.: (713) 333-5199

Rob Charles  
Lewis and Roca LLP

(702) 949-8321

FROM: Barney C. Ales

NUMBER OF PAGES (including transmittal sheet):

GPAD CLIENT NO.: 0000.091

TIME SENT: 4:47 pm

MESSAGE: See attached Opposition.

Original to be Mailed: Yes \_\_\_ No X